

Date: October 8, 2003 Label No. EV147718928US

I hereby certify that, on the date indicated above, I deposited this paper with identified attachments and/or fee with the U.S. Postal Service and that it was addressed for delivery to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 by "Express Mail Post Office to Addressee" service.

Kim Blum  
Name (Print)

  
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                       |                 |   |                              |
|-----------------------|-----------------|---|------------------------------|
| In re Application of: | OGOSHI, Kyoji   | ) | Examiner: Unassigned         |
| Application No.:      | Unassigned      | ) | Group Art Unit: Unassigned   |
| Filed:                | October 8, 2003 | ) | Confirmation No.: Unassigned |
| Docket No.:           | 3190-044        | ) | Customer No.: 33432          |

For: DIAGNOSTIC METHOD OF SELECTING APPROPRIATE CANCER TREATMENTS AND  
SCREENING METHOD OF MEASURING REAGENTS AND CURATIVE MEDICINES  
FOR CANCER PATIENTS

**INFORMATION DISCLOSURE STATEMENT**  
**PURSUANT TO 37 CFR 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

October 8, 2003

Sir:

The attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached Form PTO-1449. One copy of each of these documents is attached.

This Information Disclosure Statement is being submitted before expiration of the three-month period following filing of the above-captioned application.

In lieu of English translations of the non-English documents, the International Search Report which cited the non-English documents is enclosed for the relevance of these documents.

The above information is presented so that the Patent and Trademark Office can, in the first instance, determine any materiality thereof to the claimed invention. See 37 CFR 1.104(a) and 1.106(b) concerning the PTO duty to consider and use any such information. It is respectfully

Information Disclosure Statement  
U.S. Patent Application No. Unassigned

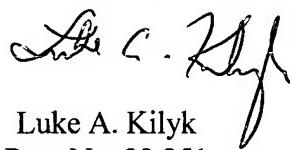
requested that the information be expressly considered during the prosecution of this application, and that the documents cited in the attached Form PTO-1449 be made of record therein and appear on the first page of any patent to issue therefrom.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in this application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

It is believed that no fee is required to make this a complete and timely filing. However, if it is determined that a petition or fee is required, the Commissioner is hereby authorized to charge any fee associated with this statement to our Deposit Account No. 50-0925.

Respectfully submitted,



Luke A. Kilyk  
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Information Disclosure Statement  
U.S. Patent Application No. Unassigned

Atty. Docket No.: 3190-044  
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Enclosures: Form PTO-1449, w/7 Documents

| FORM PTO-1449 (REV 7-80)   |  |                 | Atty. Docket No. 3190-044    |                 | Application No. Unassigned |           |  |
|--|--|-----------------|------------------------------|-----------------|----------------------------|-----------|--|
| INFORMATION DISCLOSURE STATEMENT                                       |  |                 | APPLICANT: OGOSHI, Kyoji     |                 |                            |           |  |
|  |  |                 | Filing Date: October 8, 2003 |                 | Group Art Unit: Unassigned |           |  |
| U.S. PATENT DOCUMENTS  |  |                 |                              |                 |                            |           |  |
| EXAMINER'S INITIALS  |  | DOCUMENT NUMBER | DATE                         | NAME            | CLASS                      | SUB-CLASS | FILING DATE, IF APPROPRIATE            |
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| FOREIGN PATENT DOCUMENTS   |  |                 |                              |                 |                            |           |  |
|  |  | DOCUMENT NUMBER | DATE                         | COUNTRY         | CLASS                      | SUB-CLASS | TRANSLATION<br>YES                  NO |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) |  |                 |                              |                 |                            |           |  |
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|  | Kyoji OGOSHI et al., "HLA Idenshi Joho ni Motozuita Geka Chiryo Senryaku", Journal of Japan Surgical Society, 2000, Vol. 101, special extra issue, page 56.  |                 |                              |                 |                            |           |  |
|  | K. OGOSHI et al., HLA-A2 Antigen Status Predicts Metastasis and Response to Immunotherapy in Gastric Cancer, Cancer Immunol. Immunother., 1997, Vol. 45, No. 1, pages 53-59.   |                 |                              |                 |                            |           |  |
|  | Kyogo ITO et al., "Genone Tayosei to Kino Kaiseki MHC-Tagata to Shikkan Kanjusei HLA-Tagata to Gan Chiryo Yadonushi Meneki Kino o Jushi sita Gan Chiryo no Kakuritsu ni Mukete", Mol. Med., 2000, Vol. 37, No. 5, pages 590-596. |                 |                              |                 |                            |           |  |
|  | Kim, C.J., et al., Immunodominance across HLA Polymorphism: Implications for Cancer Immunotherapy, J. Immunother., 1998, Vol. 21, No. 1, pages 1-16.   |                 |                              |                 |                            |           |  |
|  | Kyoji OGOSE et al., "PSK no Shokakigan (Shokudo, I) ni okeru Rinsho Koka", Journal of Japan Surgical Society.  |                 |                              |                 |                            |           |  |
|  | International Search Report for PCT/JP02/02894.  |                 |                              |                 |                            |           |  |
| EXAMINER   |  |                 |                              | DATE CONSIDERED |                            |           |  |